

## **REMARKS/ARGUMENT**

The Applicants respond to the restriction requirement of the Office Action of January 2, 2009, under 37 C.F.R. § 1.111.

Claims 1 through 18 are pending in the application. No changes are made to the claims as presented in the Applicants' Preliminary Amendment of August 7, 2006. No additional fee is due for claims.

### **Response to Restriction Requirement**

The Examiner applies a restriction requirement under 35 U.S.C. §§ 121 and 372 to elect an invention for examination. Specifically, the Examiner requires the Applicants to elect between two groups of inventions identified by the Examiner.

The Applicants elect with traverse the claims of Group I. This group includes claims 1 through 17, drawn to a composition. As required, the Applicants elect the following single species to which the claims will be restricted if no generic claim is finally held to be allowable: N-{2-[3-chloro-5-(trifluoromethyl)-2-pyridinyl]ethyl}-2-trifluoromethylbenzamide.

No change in inventorship is caused by this election.

Favorable consideration is respectfully requested.

Respectfully submitted,



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Date

30 Jan 2009

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